

FLORENCE T. NAKAKUNI #2286  
United States Attorney  
District of Hawaii

MICHAEL K. KAWAHARA #1460  
Assistant U.S. Attorney  
Room 6-100, Federal Building  
300 Ala Moana Boulevard  
Honolulu, Hawaii 96850  
Telephone: (808) 541-2850  
Facsimile: (808) 541-2958  
Email: mike.kawahara@usdoj.gov

Attorneys for Plaintiff  
UNITED STATES OF AMERICA

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,	)	CR. NO. 10-00384 SOM-01 - 14
	)	
Plaintiff,	)	MOTION TO DECLARE THE
	)	CASE COMPLEX UNDER
vs.	)	18 U.S.C. § 3161(h)(8)(B)
	)	(ii) AND TO CONTINUE TRIAL;
ROGER CUSICK CHRISTIE, (01)	)	CERTIFICATE OF SERVICE
SHERRYANNE L. ST. CYR, (02)	)	
SUSANNE LENORE FRIEND, (03)	)	
TIMOTHY M. MANN, (04)	)	
RICHARD BRUCE TURPEN, (05)	)	
WESLEY MARK SUDBURY, (06)	)	
DONALD JAMES GIBSON, (07)	)	
ROLAND GREGORY IGNACIO, (08)	)	
PERRY EMILIO POLICICCHIO, (09)	)	
JOHN DEBAPTIST BOUEY, III, (10)	)	
MICHAEL B. SHAPIRO, (11)	)	
also known as "Dewey",	)	
AARON GEORGE ZEEMAN, (12)	)	
VICTORIA C. FIORE, (13)	)	
JESSICA R. WALSH, also (14)	)	
known as "Jessica Hackman,	)	
	)	
Defendants.	)	
	)	

---

**MOTION TO DECLARE CASE COMPLEX UNDER  
18 U.S.C. § 3161(h)(8)(B)(ii) AND TO CONTINUE TRIAL**

The United States of America, by and through its undersigned counsel, moves this Honorable Court to declare the instant case complex under 18 U.S.C. § 3161(h)(7)(B)(ii) and to continue the trial date (currently set for September 8, 2010) to a new date convenient to the parties and the Court.

The United States submits that the instant case involves wiretap evidence from three separate telephone lines during the period April - July 2009,<sup>1</sup> large amounts of drug and non-drug evidence discovered during the execution of search warrants on the various defendants' premises on July 22, 2009, March 10, 2010, and July 8, 2010, and otherwise gathered by law enforcement agencies.<sup>2</sup> As a consequence thereof, the instant case is so complex that it is unreasonable to expect the parties to prepare for trial within the time limits set by the Speedy Trial Act. Accordingly, the United States asks the court pursuant to 18

---

<sup>1</sup> To illustrate the scope and extent of the wiretap investigation involved herein, the aggregate number of intercepted telephone calls on each line were as follows:

Target Telephone 1:	11,164
Target Telephone 2:	4,233
Target Telephone 3:	1,798

<sup>2</sup> For example, the pretrial discovery provided herein to date consists of three DVDs and thirty-eight CDs containing intercepted telephone call recordings, transcripts, and other Title III data, scanned documents, photographs and video/audio recordings, and the like.

U.S.C. § 3161(h)(7)(A) to declare the case complex and to continue the trial from September 8, 2010, to a date convenient to the parties and the Court, to exclude the time between the present trial date and the new trial date from computation under the Speedy Trial Act, and to find that the ends of justice served by taking such action outweigh the best interest of the public and the defendants in a speedy trial.

To give the parties the requisite time to consider the instant motion, it is further requested that this motion be heard by the Court at the presently-scheduled final pretrial conference before Magistrate Judge Kobayashi on August 9, 2010 at 10:00 a.m.

Dated: July 23, 2010, at Honolulu, Hawaii.

FLORENCE T. NAKAKUNI  
United States Attorney  
District of Hawaii

/s/ Michael K. Kawahara  
By \_\_\_\_\_  
MICHAEL K. KAWAHARA  
Assistant U.S. Attorney

CERTIFICATE OF SERVICE

I hereby certify that, on the dates and by the methods of service noted below, a true and correct copy of the foregoing was served on the following at their last known addresses:

Served Electronically through CM/ECF:

Matthew C. Winter, AFPD                      matthew\_winter@fd.org  
Attorney for Defendant  
ROGER CUSICK CHRISTIE

Dana S. Ishibashi, Esq.                      ishibashid@aol.com  
Attorney for Defendant  
SHERRYANNE L. ST. CYR

Gurmail G. Singh, Esq.                      gary@garysinghlaw.com  
Attorney for Defendant  
SUSANNE LENORE FRIEND

Harlan Y. Kimura, Esq.                      hyk@aloha.net  
Attorney for Defendant  
TIMOTHY M. MANN

Barry D. Edwards, Esq.                      barrydedwards@gmail.com  
Attorney for Defendant  
RICHARD BRUCE TURPEN

Michael J. Park, Esq.                      mparkatty@hawaii.rr.com  
Attorney for Defendant  
WESLEY MARK SUDBURY

Richard S. Kawana, Esq.                      rskawana@prodigy.net  
Attorney for Defendant  
DONALD JAMES GIBSON

Louis Michael Ching, Esq.                      louismichaelching@hotmail.com  
Attorney for Defendant  
ROLAND GREGORY IGNACIO

Stuart N. Fujioka, Esq.                      stuart@snfaal.com  
Attorney for Defendant  
PERRY EMILIO POLICICCHIO

Cynthia Kagiwada, Esq.  
Attorney for Defendant  
JOHN DEBAPTIST BOUEY, III

c\_kagiwada@hotmail.com

Clifford B. Hunt, Esq.  
Attorney for Defendant  
MICHAEL B. SHAPIRO, aka "Dewey"

notguilty007@msn.com

Todd W. Eddins, Esq.  
Attorney for Defendant  
AARON GEORGE ZEEMAN

eddins@eddinsdefense.com

Michael J. Green, Esq.  
Attorney for Defendant  
VICTORIA C. FIORE

michaeljgreen@hawaii.rr.com

Alvin K. Nishimura, Esq.  
Attorney for Defendant  
JESSICA R. WALSH, aka "Jessica Hackman"

aknlaw@hawaiiantel.net

DATED: July 23, 2010, at Honolulu, Hawaii

/s/ Valerie Domingo

---

U.S. Attorney's Office  
District of Hawaii